

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

TIMOTHY BOZUNG, individually and on behalf of all others similarly situated,

Plaintiff,

V.

CHRISTIANBOOK, LLC,

Defendant.

Hon. Hala Y. Jarbou
Magistrate Judge Ray Kent
Case No. 1:22-cv-00304-HYJ-RSK

**BRIEF IN SUPPORT OF DEFENDANT CHRISTIANBOOK, LLC'S MOTION TO SEAL
CERTAIN REFERENCES IN DEFENDANT'S OPPOSITION TO PLAINTIFF'S
MOTION FOR RELIEF FROM JUDGMENT PURSUANT TO FED. R. CIV. P. 59(e) &
FED. R. CIV. P. 60(b) AND FOR LEAVE TO FILE SECOND AMENDED COMPLAINT
PURSUANT TO FED. R. CIV. P. 15(a) AND CERTAIN EXHIBITS TO TIMOTHY
BAZZLE'S DECLARATION IN SUPPORT THERETO**

STATEMENT OF ISSUE PRESENTED

1. May Defendant file under seal certain references in Defendant's Opposition to Plaintiff's Motion for Relief from Judgment Pursuant to Fed. R. Civ. P. 59(e) & Fed. R. Civ. P. 60(b) and for Leave to File Second Amended Complaint Pursuant to Fed. R. Civ. P. 15(a) ("Opposition") and Exhibits 2 and 4 to Timothy Bazzle's Declaration in Support Thereto ("Bazzle Declaration")?

a. Defendant answers: Yes.

CONTROLLING OR MOST APPROPRIATE AUTHORITIES

- W.D. Mich. LCivR 10.6

For the reasons explained in the accompanying Motion to Seal Certain References in Defendant's Opposition to Plaintiff's Motion for Relief from Judgment Pursuant to Fed. R. Civ. P. 59(e) & Fed. R. Civ. P. 60(b) and for Leave to File Second Amended Complaint Pursuant to Fed. R. Civ. P. 15(a) and Certain Exhibits to Timothy Bazzle's Declaration in Support Thereto ("Motion to Seal"), Defendant respectfully requests that the Court grant its Motion to Seal, ordering that Exhibits 2 and 4 to the Bazzle Declaration and the unredacted Opposition be filed under seal pursuant to Local Civil Rule 10.6(b) and Paragraph 8 of the Protective Order. *See* ECF No. 35, PageID.1331.

Dated: April 4, 2023

Respectfully submitted,

/s/ Timothy Bazzle

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Attorneys for the Defendant

CERTIFICATE OF SERVICE

The undersigned further certifies that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to the non-registered participants this 4th day of April, 2023.

/s/ Timothy Bazzle
Timothy Bazzle